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SALT LAKE CITY, UTAH 84111  
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Total Number of Pages  
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Telecopier Phone:

(571) 273-8300

From:

Fraser D. Roy

Comments:

Please see attached.

Docket No.:

15818.1.1

Serial No.:

10/765,371

\*\*\*\*\*  
We are transmitting from a Sharp FO-750 or Sharp FO-6100 facsimile machine. If you do not receive all the pages or they are unreadable, please contact me as soon as possible at (801) 533-9800.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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NOV 02 2005

PATENT APPLICATION

Docket: 15818.1.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

L. Alma Jessop, et al.

Serial No.:

10/765,371

) Art Unit  
) 3673

Confirmation No.:

1573

Filed:

January 27, 2004

For:

CONCRETE FORM SYSTEMS

Customer No.:

022913

CERTIFICATE OF FACSIMILE TRANSMISSIONAttn: Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the following documents are being filed with the U.S. Patent and Trademark Office via facsimile to Attn: Office of Initial Patent Examination, U.S. Patent and Trademark Office, facsimile number: (571) 273-8300 this 2 day of November, 2005:

- Transmittal Letter (1 page)
- Supplemental Response to Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted with Exhibits A-J (34 pages)

Respectfully submitted,

FRASER D. ROY  
Attorney for Applicant  
Registration No. 45,666  
Customer No. 022913

KC000004860V001

**WORKMAN | NYDEGGER**

INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UTAH 84111  
TELEPHONE: (801) 533-9800  
FAX: (801) 328 1707

WEBSITE: [HTTP://WWW.WNLA.W.COM](http://www.wnlaw.com)

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SHANE K. HANSEN  
JONATHAN M. BENNETT, PH.D.

VICTOR R. RICE  
JANUARY 2005

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PATENT APPLICATION

Docket: 15818.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

L. Alma Jessop, et al.

Serial No.:

10/765,371

Confirmation No.:

1573

Filed:

January 27, 2004

For:

CONCRETE FORM SYSTEMS

Customer No.:

022913

**RECEIVED**  
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NOV 02 2005

) Art Unit  
) 3673

**TRANSMITTAL FOR SUPPLEMENTAL RESPONSE TO NOTICE TO FILE MISSING PARTS**  
**OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b), FILING DATE**  
**GRANTED**

Attn: Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Supplemental Response to Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted, for entry in the above-identified application.

Dated this 2 day of November, 2005.

Respectfully submitted,

FRASER D. ROY  
Registration No. 45,666  
Attorney for Applicants  
Customer No. 022913

W:\15818\1\KCC\0000004861\001.doc

\*Admitted only in California  
\*Admitted only in Virginia

RICK D. NYDEGGER  
 BRIAN R. COOPER  
 THOMAS R. VERNICK  
 LARRY R. LAWSON  
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FILED VIA FACSIMILE

PATENT APPLICATION

Docket: 15818.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

L. Alma Jessop, et al.

Serial No.:

10/765,371

) Art Unit  
 ) 3673

Confirmation No.:

1573

Filed:

January 27, 2004

For:

CONCRETE FORM SYSTEMS

Customer No.:

022913

SUPPLEMENTAL RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NON PROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b)  
FILING DATE GRANTED

Attention: Office of Initial Patent Examination  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Pursuant to the telephone communication of October 31, 2005 with the Office of Initial Patent Examination, Applicants provide duplicate copies of documents filed with the Response to Notice to File Missing Parts of Application filed September 15, 2004.

The Office mailed a Notice to File Missing Parts of Nonprovisional Application on June 15, 2004 (*see Exhibit A*). On September 15, 2004 Applicants mailed a Response to Notice to File Missing Parts of Application (the "Response") (*see Exhibit B*) with the Declaration, Power of Attorney, and Petition (*see Exhibit C*) and a Credit Card Payment Form (*see redacted version in Exhibit D*). The Response was filed via United States Express Mail in compliance with

VERNON R. RICE  
 OF COUNSEL

\* Admitted only in California  
 \* Admitted only in Virginia

Application No. 10/765,371  
Attorney Docket No. 15818.1.1  
Page 2 of 2

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37 CFR § 1.10 (see Certificate of Mailing by "Express Mail" (see *Exhibit E*) and Express Mail receipt (see *Exhibit F*)). In addition to the above, the Response included a postcard (see *Exhibit F*) and an Assignment for the benefit of EZ Footings, Inc. (See *Exhibit G*).

During the period between filing of the Response and this communication, Applicants received a stamped postcard filed with the Response (see *Exhibit H*) and the Notice of Recordation of Assignment Document (see *Exhibit I*) included in the same Express Mail envelope. In addition, Applicants made two written requests for status of the above-identify application and received no communication from the Office. Although the individual at the Office of Initial Patent Examination indicated that a communication was sent in October 2004 regarding the non-receipt of the Declaration, Power of Attorney, and Petition, Applicants did not receive such communication and such communication was not identified on Private PAIR (see *Exhibit J*).

In accordance with the instructions from the Office of Initial Patent Examination, Applicants respectfully submit duplicate copies of the Declaration, Power of Attorney, and Petition, Exhibit C, and a copy of the stamped postcard, Exhibit H, and request entering of such Declaration, Power of Attorney and Petition.

In the event that the Office finds any remaining impediment to continued prosecution of the pending application, which could be remedied through a telephonic conversation, the Office is respectfully invited to initiate the same with the undersigned attorney.

Dated this 2 day of November, 2005.

Respectfully submitted,



FRASER D. ROY  
Attorney for Applicants  
Registration No. 45,666  
Customer No. 022913

FDR:kc  
Enclosures  
KCN000004859V001

# EXHIBIT A



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/765,371	01/27/2004	L. Alma Jessop	15818.1.1

CONFIRMATION NO. 1573

022913  
WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY)  
60 EAST SOUTH TEMPLE  
1000 EAGLE GATE TOWER  
SALT LAKE CITY, UT 84111

## FORMALITIES LETTER

\*OC00000012947890\*

Date Mailed: 06/15/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

DOCKETED  
Action Miss Parts  
Response Due 8/15/04  
By PH On 6/18/04  
Atty 6.1 File #

## Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

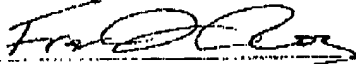
- \$65 Late oath or declaration Surcharge.


Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

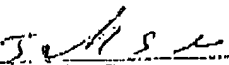
*A copy of this notice MUST be returned with the reply.*

<b>Response To Notice To File Missing Parts Of Application</b> <b>Filing Date Granted (PTO-1533)(Small Entity)</b>					Docket No. 15818.1.1	
In Re Application Of: <b>L. Alma Jessop et al.</b>						
Application No. <b>10/765,371</b>	Filing Date <b>01/27/2004</b>	Examiner <b>Unassigned</b>	Customer No. <b>022913</b>	Group Art Unit <b>3673</b>	Confirmation No. <b>1573</b>	
Invention: <b>CONCRETE FORM SYSTEMS</b>					<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>NOV 02 2005</b>	
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>						
<input checked="" type="checkbox"/> Completion of application fees as calculated below:						
<input type="checkbox"/> Utility application filing fee						
<input type="checkbox"/> Design application filing fee						
<input type="checkbox"/> Total number of Independent claims =						
<input type="checkbox"/> Total number of claims =						
<input type="checkbox"/> Multiple dependent claims						
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath					<b>\$65.00</b>	
<input checked="" type="checkbox"/> Assignment Recordation Fee					<b>\$40.00</b>	
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor						
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification						
<input type="checkbox"/> Fee for processing and retention of application						
Total completion of application fees					<b>\$105.00</b>	
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.						
<input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months						
from: <b>August 15, 2004</b>		until: <b>September 15, 2004</b>				
Date		Date				
Total time extension fees					<b>\$55.00</b>	
Total fees due					<b>\$160.00</b>	



<b>Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533) (Small Entity)</b>				<b>Docket No. 15818.1.1</b>	
In Re Application Of: I., Alma Jessop et al.					
Application No. 10/765,371	Filing Date 01/27/2004	Examiner Unassigned	Customer No. 022913	Group Art Unit 3673	Confirmation No. 1573
Invention: CONCRETE FORM SYSTEMS				<b>RECEIVED CENTRAL FAX CENTER NOV 02 2005</b>	
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>					
<p>The fee of \$160.00 is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 23-3178</p> <p><input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 23-3178</p> <p><input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p>					
 Signature			Dated: September 15, 2004		
FRASER D. ROY Registration No. 45,666 Customer No. 022913			<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on (Date)</p> <p style="text-align: center;">Signature of Person Mailing Correspondence</p> <p style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</p>		
CC:					

<b>Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533) (Small Entity)</b>				<b>Docket No. 15818.1.1</b>	
In Re Application Of: I., Alma Jessop et al.					
Application No. 10/765,371	Filing Date 01/27/2004	Examiner 1/nassigned	Customer No. 022913	Group Art Unit 3673	Confirmation No. 1573
Invention: CONCRETE FORM SYSTEMS				<b>RECEIVED CENTRAL FAX CENTER NOV 02 2005</b>	
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>					
<p>The fee of <b>\$160.00</b> is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 23-3178</p> <p><input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 23-3178</p> <p><input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p>					
 Signature			Dated: September 15, 2004		
FRASER D. ROY Registration No. 45,666 Customer No. 022913			<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date)</p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p>		
cc:					

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

# EXHIBIT B

<b>Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Small Entity)</b>				<b>Docket No. 15818.1.1</b>	
In Re Application Of: L. Alma Jessop et al.					
Application No. 10/765,371	Filing Date 01/27/2004	Examiner Unassigned	Customer No. 022913	Group Art Unit 3673	Confirmation No. 1573
Invention: CONCRETE FORM SYSTEMS				<b>RECEIVED CENTRAL FAX CENTER NOV 02 2005</b>	
<u>Mail Stop Missing Parts</u> <b>COMMISSIONER FOR PATENTS:</b>					
This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on 06/15/2004 <small>Date</small>					
Enclosed herewith for filing are the following:					
<input checked="" type="checkbox"/> A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)					
<input checked="" type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.					
<input type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.63.					
<input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.					
<input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.					
<input type="checkbox"/> _____ verified small entity declaration(s)					
<input type="checkbox"/> is/are attached.					
<input type="checkbox"/> was/were filed on _____					
<input type="checkbox"/> A separate request for refund.					
<input checked="" type="checkbox"/> Other (list):					
PTO-1595 Recordation Form Cover Sheet and Assignment conveying invention to EZ FOOTINGS, INC.					

# EXHIBIT C

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NOV 02 2005

Express Mailing Label No: EV 367 550 728 US

PATENT APPLICATION  
Docket No: 15818.1.1

## DECLARATION, POWER OF ATTORNEY, AND PETITION

We,

- (1) Name: L. Alma Jessop  
Address: 5333 West Little Waterpeak Drive  
Herriman, UT 84065  
Citizenship: United States
- (2) Name: Derrel L. Spencer  
Address: 551 East 900 North  
Lehi, UT 84043  
Citizenship: United States

declare: that our citizenship, residence address, and post office address are as set forth above; that we verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled CONCRETE FORM SYSTEMS for which a patent is sought and which is described and claimed in the specification which was filed in the United States Patent and Trademark Office as Serial No. 10/765,371 on January 27, 2004; that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to herein; and that we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that

Sep. 15. 2004 7:07AM PM EST inc SLC UT:R

FAX NO. 8013281707 No. 6938 P. 2, 08

such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby appoint as my attorneys and/or patent agents those listed under the following Customer Number with full power to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

022913  
Customer Number

All correspondence and telephonic communications should be directed to:

FRASER D. ROY  
Telephone: (801) 533-9800  
Facsimile: (801) 328-1707

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed this 14 day of September, 2004.

Inventor:

L. Alma Jessop

Signed this 14 day of September, 2004.

Inventor:

Daniel L. Spencer

KC000000243V001



# EXHIBIT D

# EXHIBIT E

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			<b>Docket No.</b> 15818.1.1	
Applicant(s): J. Alma Jessop et al.				
<b>Application No.</b> 10/765,371	<b>Filing Date</b> 01/27/2004	<b>Examiner</b> Unassigned	<b>Customer No.</b> 022913	<b>Group Art Unit</b> 3673
Invention: CONCRETE FORM SYSTEMS			<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> NOV 02 2005	
I hereby certify that the following correspondence: <b>Response to Notice to File Missing Parts of Application (3 pgs, in triplicate); Declaration, Power of Attorney and Petition (2 pgs); PTO-1595 Recordation Cover Sheet and Assignment (4 pgs); Copy of Notice to File Missing Parts Filing Date Granted (2 pgs); PTO-2038 Credit Card Payment Form in the amount of \$160.00; postcard; and Certificate of Express Mailing Label No. EV 367 550 728 US.</b> (Identify type of correspondence)				
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  September 15, 2004 (Date)				
Kelli Clark (Typed or Printed Name of Person Mailing Correspondence)  Kelli Clark (Signature of Person Mailing Correspondence)  EV 367 550 728 US (("Express Mail" Mailing Label Number)				
EV367550728US				
Note: Each paper must have its own certificate of mailing.				

# EXHIBIT F



EV 367550728 US

Mailing Label  
Label 11-F June 2002

UNITED STATES POSTAL SERVICE

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			DELIVERY (POSTAL USE ONLY)		
PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second <input type="checkbox"/>	Flat Rate Envelope	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Date In	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 1 PM	Postage	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 1 PM	Return Receipt Fee	Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Time In	<input type="checkbox"/> 1st Day <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Int'l Alpha Country Code	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
<input type="checkbox"/> AM <input type="checkbox"/> PM		GOD Fee			
Weight		Insurance Fee			
No Delivery	Acceptance Clerk Initials	Total Postage & Fees			
<input type="checkbox"/> Withhold <input type="checkbox"/> Delay					
ORIGINATOR'S ONLY Express Mail Certificate No. <b>X841279</b>			Federal Agency Acct. No. or Postal Service Acct. No.		
FROM: (PLEASE PRINT) WORKMAN NYDEGGER 60 E SOUTH TEMPLE STE 1000 EAGLE GATE TOWER SALT LAKE CITY UT 84111-1011 USA 15818.1.1 FDR			TO: (PLEASE PRINT) MAIL STOP <i>Missing Parts</i> COMMISSIONER OF PATENTS PO BOX 1450 ALEXANDRIA VA 22313-1450		
FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com					

75/100

F:02 T:12

TO THE UNITED STATES PATENT AND TRADEMARK OFFICE:  
PLEASE STAMP AND RETURN. THANK YOU.

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Applicant(s): L. Alma Jessop et al.  
For: CONCRETE FORM SYSTEMS  
Serial No.: 10/765,371  
Filed: 01/27/2004  
Confirmation No.: 1573  
Date of Mailing: September 15, 2004  
Docket: 15818.1.1  
Contact: FRASER D. ROY  
(801) 533-9800

# EXHIBIT G

Docket No.: 15818.1.1

FORM PTO-1105 (Revised)  
(Rev. 03-01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
P01A/REV03

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Patent and Trademark Office

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## 1. Name of conveying party(ies):

L. Alma Jessop  
Derrell L. Spencer

## 2. Name and address of receiving party(ies):

Name: EZ FOOTINGS, INC.Address: 3532 Galaxy Parkway, Suite B

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CENTRAL FAX CENTER

NOV 02 2005

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherCity: West JordanState/Prov.: UtahCountry: USAZIP: 84088Execution Date: September 14, 2004

Additional name(s) &amp; address(es)

☐ Yes ☒ No

## 4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is:

Patent Application No.

Filing date

B. Patent No.(s)

10/765,371

01/27/2004

Additional numbers

☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: FRASER D. ROYRegistration No. 45,666Address: Customer No. 022913

## 6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41): \$ 40.00☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☐ Authorized to be charged to deposit account

## 8. Deposit account number:

23-3178

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

FRASER D. ROY

Name of Person Signing

Signature

September 15, 2004

Date

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Docket: 15818.1.1

WORKMAN NYDEGGER

Express Mail Label No. EV 367 550 728 US

1000 Eagle Gate Tower

60 East South Temple

Salt Lake City, Utah 84111

## ASSIGNMENT

We,

- (1) Name: L. Alma Jessop  
Address: 5333 West Little Waterpeak Drive  
Herriman, UT 84065
- (2) Name: Derrel L. Spencer  
Address: 551 East 900 North  
Lehi, UT 84043

have invented a method and apparatus entitled CONCRETE FORM SYSTEMS, hereinafter called the "invention."

Preferred embodiments of said invention are disclosed in a United States patent application executed heretofore and now identified as File No. 15818.1.1 of the law firm of Workman Nydegger, 1000 Eagle Gate Tower, 60 East South Temple, Salt Lake City, Utah 84111, and filed in the United States Patent and Trademark Office as Serial No. 10/765,371 on January 27, 2004 using Express Mail Label No. EV 382 940 898 US.

The Assignee, EZ FOOTINGS, INC., a corporation of the State of Utah, having a principal place of business at 3532 Galaxy Parkway, Suite B, West Jordan, Utah 84088, desires to secure the entire right, title and interest in said invention.



In consideration of One Dollar (\$1.00) and other good and valuable consideration paid to us by the Assignee, the receipt and sufficiency of which we hereby acknowledge, we HEREBY ASSIGN TO THE ASSIGNEE:

The entire right, title and interest in said invention in the above-identified United States patent application and in all divisions, continuations and continuations-in-part of said application, or reissues or extensions of Letters Patent or Patents granted thereon, and in all corresponding applications which may be filed in countries foreign to the United States, and in all patents issuing thereon in the United States and foreign countries.

The right to file foreign patent applications on said invention in its own name, wherever such right may be legally exercised, including the right to claim the benefits of the International Convention for such applications.

We hereby authorize and request the United States Commissioner of Patents and Trademarks, and such Patent Office officials in foreign countries as are duly authorized by their patent laws to issue patents, to issue any and all patents on said invention to the Assignee as the owner of the entire interest, for the sole use and behoof of the said Assignee, its successors, assigns and legal representatives.

We hereby agree, without further consideration and without expense to us, to sign all lawful papers and to perform all other lawful acts which the Assignee may request of us to make this Assignment fully effective, including, by way of example but not of limitation, the following:

Prompt execution of all original, divisional, substitute, reissue, and other United States and foreign patent applications on said invention, and all lawful documents requested by the Assignee to further the prosecution of any of such patent applications.

Cooperation to the best of our ability in the execution of all lawful documents, the production of evidence, nullification, reissue, extension, or infringement proceedings involving said invention.

SEP 15, 2004 7:07AM PM WESI inc SLC UTR

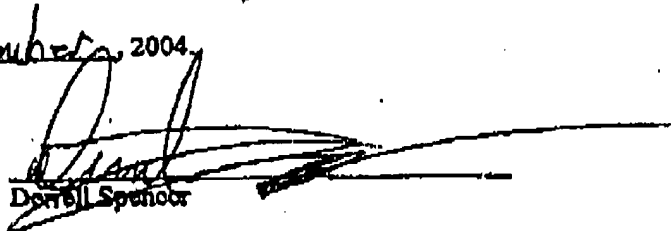
FAX NO. 8013281707 No.6938 P. 1, 04

This assignment and agreement shall be binding upon our heirs and legal representatives.

Dated this 14 day of September, 2004.

  
L. Alma Jessop

Dated this 14 day of September, 2004.

  
Darrell Spence

KC000000144V001

# EXHIBIT H

TO THE UNITED STATES PATENT AND TRADEMARK OFFICE:  
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Contact: FRASER D. ROY  
(801) 533-9800



# EXHIBIT I

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARCH 17, 2005

PTAS

WORKMAN NYDEGGER  
(F/K/A WORKMAN NYDEGGER & SEELEY)  
60 EAST SOUTH TEMPLE  
1000 EAGLE GATE TOWER  
SALT LAKE CITY, UT 84111Docket # 102840171A\*  
Ally. GL File # 15818.1.1  
By 82 On 3-22-05  
Action \_\_\_\_\_UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENTTHE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF  
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SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/15/2004

REEL/FRAME: 015789/0416  
NUMBER OF PAGES: 4BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 15818.1.1ASSIGNOR:  
JESSOP, L. ALMA

DOC DATE: 09/14/2004

ASSIGNOR:  
SPENCER, DERREI, L.

DOC DATE: 09/14/2004

ASSIGNEE:  
HZ FOOTINGS, INC.  
3532 GALAXY PARKWAY, SUITE B  
WEST JORDAN, UTAH 84088SERIAL NUMBER: 10765371  
PATENT NUMBER:  
TITLE: CONCRETE FORM SYSTEMSFILING DATE: 01/27/2004  
ISSUE DATE:

015789/0416 PAGE 2

MARCUS KIRK, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-105 (Modified)  
(Rev. 03-01)  
OMB No. 0351-0027 (1-01 5/31/2002)  
PDA/REV 1/03

09-21-2004

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Pat No.: 15818.1.1

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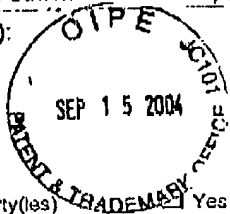
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## 1. Name of conveying party(ies):

L. Alma Jessop  
Derrid L. Spencer



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Address: 3532 Galaxy Parkway, Suite B

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☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

City: West Jordan State/Prov.: Utah

Country: USA ZIP: 84088

Execution Date: September 14, 2004

Additional name(s) &amp; address(es)

☐ Yes ☒ No

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10/765,371

01/27/2004

Additional numbers

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Name: FRASER D. ROY

Registration No. 45,666

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09/17/2004 AWARD/IF1 00000019 10765371

03 FC#8021

40.00 OP

City:

State/Prov.:

Country:

ZIP:

## 6. Total number of applications and patents involved:

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## 7. Total fee (37 CFR 3.41): \$ 40.00

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## 8. Deposit account number:

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Name of Person Signing

Signature

September 15, 2004

Date

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WORKMAN NYDEGGER  
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Salt Lake City, Utah 84111

Express Mail Label No. EV 367 550 728 US

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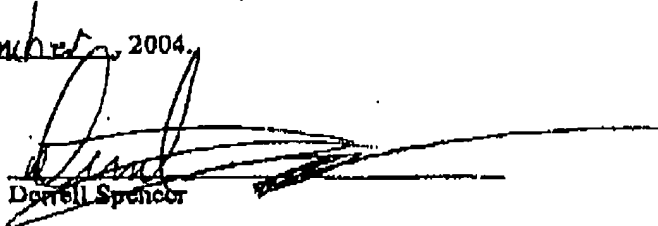
FAX NO. 8013281707 No.6938 P. 1. 04

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Dated this 14 day of September, 2004.

  
L. Alma Jessop

Dated this 14 day of September, 2004.

  
Derrell Spencer

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# EXHIBIT J



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## PATENT APPLICATION INFORMATION RETRIEVAL



Search results as of: 10-31-2005::17:52:12 E.T.

Search results for application number: 10/765,371			
Application Number:	10/765,371	Customer Number:	22913
Filing or 371(c) Date:	01-27-2004	Status:	Application Undergoing Preexam Processing
Application Type:	Utility	Status Date:	02-02-2004
Examiner Name:	-	Location:	ELECTRONIC
Group Art Unit:	3673	Location Date:	-
Confirmation Number:	1573	Earliest Publication No:	-
Attorney Docket Number:	15818.1.1	Earliest Publication Date:	-
Class/ Sub-Class:	249/-	Patent Number:	-
First Named Inventor:	L. Jessop,	Issue Date of Patent:	-
Title Of Invention:	Concrete form systems		

## Search Options

Assignments
Continuity Data
Image File Wrapper
Publication Review

File History	
Date	Contents Description
09-15-2004	Additional Application Filing Fees
06-15-2004	Notice Mailed--Application Incomplete--Filing Date Assigned
03-22-2004	Cleared by L&R (LARS)
03-10-2004	Referred to Level 2 (LARS) by OIPE CSR
02-06-2004	IFW Scan & PACR Auto Security Review
01-27-2004	Initial Exam Team nn

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